

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.09 F, Closed Area 55-A, Cutler Harbor, promulgated on January 21, 1995, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.09 F, Closed Area No. 55-A, Cutler Harbor.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Cutler Harbor inside and northerly of a line beginning at the ledge located immediately to the north of so called Sand Beach (on the western side at the mouth of Cutler Harbor) and running easterly to the small unnamed point (located at the end of Steam Boat Road, so called) on the eastern side at the mouth of Cutler Harbor.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: April 7, 1995

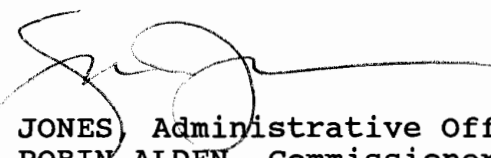
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BANGOR DAILY NEWS
April 14, 1995

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.09 F, Closed Area 55-A, Cutler Harbor, promulgated on January 21, 1995, and replaces it with a new regulation. This new regulation opens the shoreline west from Cutler Harbor to the former dam site known as the "ruins" in Little River.

Department personnel have determined that the water quality in the area opened by this regulation meets criteria required for safe harvest of shellfish. The water quality of Cutler Harbor does not meet these standards and consequently must remain closed for shellfish harvest.


SAM JONES, Administrative Officer
for ROBIN ALDEN, Commissioner
As authorized by 12 M.R.S.A. Section 6023

